

**MISCELLANEOUS FOODS**

**16398. Misbranding of canned sugared coconut and pineapple. U. S. v. 18 Cases \* \* \*. (F. D. C. No. 28587. Sample Nos. 32595-K, 33938-K.)**

**LIBEL FILED:** December 21, 1949, Northern District of California.

**ALLEGED SHIPMENT:** On or about June 10 and July 31, 1947, by the Standard Fruit Product Co., from Cincinnati, Ohio.

**PRODUCT:** 18 cases, each containing 6 104-ounce cans, of sugared coconut and pineapple at San Francisco, Calif.

**LABEL, IN PART:** "Sugarnut Quality Ice Cream Fruits and Flavors Cocoanut Pineapple Contents When Packed 104 Ounces Liquid Measure."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The cans contained less than 104 ounces liquid measure.)

**DISPOSITION:** February 13, 1950. Default decree of condemnation and destruction.

**16399. Misbranding of potato salad. U. S. v. 67 Cases \* \* \*. (F. D. C. No. 29075. Sample No. 79316-K.)**

**LIBEL FILED:** April 20, 1950, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about March 3 and 15, 1950, by Otto Seidner, Inc., from Westerly, R. I.

**PRODUCT:** 67 cases, each containing 12 jars, of potato salad at Boston, Mass.

**LABEL, IN PART:** "Shurfine Contents 1 Pint Potato Salad."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the label statement "1 Pint" was false and misleading since the product contained less than 1 pint; and, Section 403 (e) (2), the product was in package form, and it failed to bear a label containing an accurate statement of the quantity of the contents in terms of weight.

**DISPOSITION:** May 8, 1950. Otto Seidner, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be relabeled under the supervision of the Food and Drug Administration.

**16400. Adulteration of Creme de Menthe Liquid Color No. 4923 (coal-tar color). U. S. v. 4 Carboys \* \* \*. (F. D. C. No. 29027. Sample No. 73775-K.)**

**LIBEL FILED:** March 30, 1950, Southern District of New York.

**ALLEGED SHIPMENT:** On or about February 8, 1950, by W. J. Bush & Co., Inc., from Linden, N. J.

**PRODUCT:** 4 5-gallon carboys of coal-tar color at Hudson, N. Y.

**LABEL, IN PART:** "5 Gal. Creme de Menthe Liquid Color No. 4923 Made from Certified Color Lot No. D7563 D9329 For Manufacturing Only."

**NATURE OF CHARGE:** Adulteration, Section 402 (c), the product contained a coal-tar color other than one from a batch that had been certified in accordance